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Co-Counsel for Plaintiff

IN THE UNITED STATES DISTRICT COURT
FOR THE STATE OF ALASKA

WILLIAM G. OSBORNE,

Plaintiff,

vs.

DISTRICT ATTORNEY'S OFFICE FOR
THE THIRD JUDICIAL DISTRICT,
ANCHORAGE, ALASKA; SUSAN A.
PARKES, DISTRICT ATTORNEY, in her
official capacity; ANCHORAGE POLICE
DEPT., ANCHORAGE, ALASKA;
WALT MONEGAN, ANCHORAGE
POLICE DEPT.

Defendants.

Case No. A03-0118 CV (RBR)

**AFFIDAVIT OF COUNSEL IN
SUPPORT OF UNOPPOSED MOTION
TO CONTINUE ORAL ARGUMENT**

STATE OF ALASKA)
)
) §§
THIRD JUDICIAL DISTRICT)

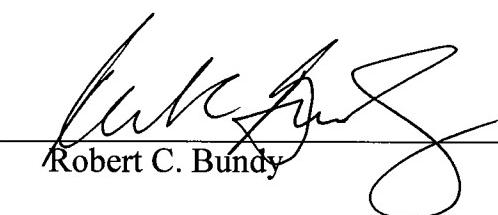
1. I am the attorney of record for William G. Osborne in the above matter.
2. I am lead counsel for defendant Security Aviation, Inc., in a trial scheduled to begin on May 15, 2006, in Case No. 3:06-CR-00022-JWS-JDR-2, *United States v. Kane, et al.* That trial is scheduled for 3 weeks (May 15 – June 2, 2006). I would be unable to prepare for and argue Plaintiff's Motion for Summary Judgment presently

scheduled for May 16, 2006 at 9:00 a.m. in the above-captioned matter.

3. On April 27, 2006, I spoke with Nancy Simel of the Attorney General's Office. Ms. Simel advised me that she would not oppose this Motion to Continue Oral Argument.

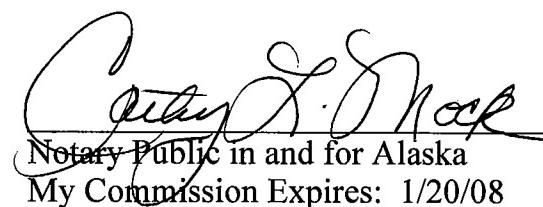
4. Ms. Simel stated she would be available on the following dates in June, 2006: June 5, June 6 or June 7, 2006 or June 28, June 29, or June 30, 2006.

5. The undersigned is also unavailable June 12 through June 23, 2006.



Robert C. Bundy

SUBSCRIBED AND SWORN to before me this 27th day of April, 2006.



Cathy L. Mock
Notary Public in and for Alaska
My Commission Expires: 1/20/08

CERTIFICATE OF SERVICE

This certifies that on the 27th day of April, 2006, a copy of the foregoing document was served on:

Randall S. Cavanaugh
Kalamarides & Lambert
711 H Street, Suite 450
Anchorage, AK 99501

Nancy Simel, Assistant Attorney General
Special Prosecutions and Appeals
310 K Street, Suite 308
Anchorage, Alaska 99501

Peter Neufeld and Colin Starger
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100 Fifth Avenue, 3rd Floor
New York, NY 10003

Mary Pinkel
Municipality of Anchorage Department of Law
P.O. Box 1996650
632 W. 6th Avenue, Suite 730
Anchorage, Alaska 99519-6650

by electronic means through the ECF system
as indicated on the Notice of Electronic Filing,
or if not confirmed by ECF, by first class regular mail.

/s/ Robert C. Bundy

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